In the Supreme Court of the United States

OCTOBER TERM, 1946

No. 974

JOE JOHNSON ROBERTS, PETITIONER

v.

MARGARET ELIZABETH ROBERTS AND THE UNITED STATES OF AMERICA

ON PETITION FOR A WRIT OF CERTIORARI TO THE UNITED STATES CIRCUIT COURT OF APPEALS FOR THE FOURTH CIRCUIT

MEMORANDUM FOR THE UNITED STATES

This case involves a dispute between petitioner, Joe Johnson Roberts, the father of a deceased aviation officer of the United States Navy, and respondent, Margaret Elizabeth Roberts, his widow, as to the distribution of the proceeds admittedly payable by the United States under a $10,000 policy of life insurance issued to the officer under the National Service Life Insurance Act of 1940.

The question involved in the case as presented by the petition for certiorari appears to be factual, namely, as to whether the father or widow

of the deceased was the properly designated beneficiary. In view of the nature of the question presented and the Government's lack of pecuniary interest in its determination, we neither urge nor oppose the granting of certiorari in this case.

Respectfully submitted.

GEORGE T. WASHINGTON,
Acting Solicitor General.

FEBRUARY 1947.

U. S. GOVERNMENT PRINTING OFFICE: 1947